Date Mailed: December 1, 2003

Sheet 1 of 1

FORM 1449* INFORMATION DISCLOSURE STATEMENT	Docket Number: Application Number: 6683.75USU1 NEW FILING	
IN AN APPLICATION	Applicant: EMSTAD ET AL.	
(Use several sheets if necessary)	Filing Date: HEREWITH Group Art Unit: UNK	NOWN

		U.	S. PATENT DOCUMEN	TS			
DOCUM	ENT NO.	DATE	NAME	CLASS	SUBCLASS		DATE OPRIATE
5,357,983 10/25/1994		Mathews					
5,792,044		08/11/1998	Foley et al.				
5,964,761	,964,761 10/12/199		Kambin				
6,175,758 B	1	01/16/2001	Kambin				
6,596,008 B	1	07/22/2003	Kambin				
			,				
		FORE	EIGN PATENT DOCUM	IENTS			
DOCUM	ENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANS	LATION
						YES	NO
· <u></u>	OTHER	DOCUMENTS	(Including Author, Title, I	Date, Pertinent Pa	iges, Etc.)		<u> </u>
Exhibit A  "Spinal Concepts Launches Access <sup>TM</sup> Dilation Port for Minimally Invasive Spinal Surgery," Spinal Concepts -  Media Relations, Communications,  http://www.spinalconcepts.com/communications/access_dilation_port_launch.html, 1 page (Date: publicly known prior to March 13, 2003).							
Exhibit B "Access™ Dilation Port," Spinal Concepts - Access™ Dilation Port, Products, http://www.spinalconcepts.com/products/adp.html, 2 pages (Date: publicly known prior to March 13, 2003).							
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	5,357,983 5,792,044 5,964,761 6,175,758 B 6,596,008 B  DOCUM  Exhibit A	5,792,044 5,964,761 6,175,758 B1 6,596,008 B1  DOCUMENT NO.  OTHER  Exhibit A "Spinal C  Media Re  http://ww known pri  Exhibit B "AccessTA	DOCUMENT NO.   DATE	DOCUMENT NO.   DATE   NAME	5,357,983  10/25/1994 Mathews  5,792,044  08/11/1998 Foley et al.  5,964,761  10/12/1999 Kambin  6,175,758 B1  01/16/2001 Kambin  6,596,008 B1  7/22/2003 Kambin  FOREIGN PATENT DOCUMENTS  DOCUMENT NO. DATE COUNTRY CLASS  OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Path Media Relations, Communications, http://www.spinalconcepts.com/communications/access_dilation_porknown prior to March 13, 2003).  Exhibit B "Access* Dilation Port," Spinal Concepts - Access ** Dilation Port."	DOCUMENT NO. DATE NAME CLASS SUBCLASS  5,357,983 10/25/1994 Mathews  5,792,044 08/11/1998 Foley et al.  5,964,761 10/12/1999 Kambin  6,175,758 B1 01/16/2001 Kambin  6,596,008 B1 07/22/2003 Kambin  FOREIGN PATENT DOCUMENTS  DOCUMENT NO. DATE COUNTRY CLASS SUBCLASS  OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)  Exhibit A "Spinal Concepts Launches Access* Dilation Port for Minimally Invasive Spinal Surge Media Relations, Communications, http://www.spinalconcepts.com/communications/access_dilation_port_launch.html, 1 pa known prior to March 13, 2003).  Exhibit B "Access** Dilation Port." Spinal Concepts - Access ** Dilation Port. Products.	DOCUMENT NO. DATE NAME CLASS SUBCLASS FILING IF APPRI  5,357,983 10/25/1994 Mathews  5,792,044 08/11/1998 Foley et al.  5,964,761 10/12/1999 Kambin  6,175,758 B1 01/16/2001 Kambin  6,596,008 B1 07/22/2003 Kambin  FOREIGN PATENT DOCUMENTS  DOCUMENT NO. DATE COUNTRY CLASS SUBCLASS TRANS:  YES  OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)  Exhibit A "Spinal Concepts Launches Access™ Dilation Port for Minimally Invasive Spinal Surgery," Spinal Concepts Communications, http://www.spinalconcepts.com/communications/access_dilation_port_launch.html, 1 page (Date: pu known prior to March 13, 2003).  Exhibit B "Access™ Dilation Port," Spinal Concepts - Access™ Dilation Port, Products.

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PATENT TRADEMARK OFFICE	/James L. Swiger/	DATE CONSIDERED	03/19/2007

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		10726329		
	Filing Date		2003-12-01		
	First Named Inventor Erik E		c E. Emstad		
	Art Unit		3732		
	Examiner Name Unknown Attorney Docket Number		Unknown		
			ZMS-MI18US		

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## **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT

( Not for submission under 37 CFR 1.99)

Application Number		10726329		
Filing Date		2003-12-01		
First Named Inventor	Erik I	E. Emstad		
Art Unit		3732		
Examiner Name Unkn		nown		
Attorney Docket Number		ZMS-MI18US		

/JLS/	/JLS/ 1 European Patent Office, Communication and European Search Report, Application No. 04251366.3, dated July 27, 2006 (6 pages)							
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Standard S	T.3). <sup>3</sup> ocument	f USPTO Patent Documents at <u>www.USPTO.GOV</u> or MPEP 90 or Japanese patent documents, the indication of the year of the by the appropriate symbols as indicated on the document under anslation is attached.	reign of the Emperor must precede the ser	rial number of the patent doc	ument.			